IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

MACA.No. 994 of 2007(B)

OPMV.3133/2001 OF MOTOR ACCIDENT CLAIMS TRIBUNAL, KOZHIKODE
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APPELLANT/PETITIONER

VELAYUDHANKUTTY, S/O AYYAPPAN,
AGED 41 YEARS, RESIDING AT VALAPPIL HOUSE,
KADALUNDI POST, KOZHIKODE.

BY ADV. SRI.AVM.SALAHUDIN

RESPONDENTS: RESPONDENTS
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1. MOOSA, S/O MUHAMMED, KAMMILI,
DEVATHIYAL PARAMBU, THENHIPALAM POST,
MALAPPURAM.

2. THE UNITED INDIA INSURANCE CO. LTD.,
BRANCH OFFICE, SABKA BUILDING,
THENHIPALAM, MALAPPURAM.

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 29/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.A.C.A.No.994 OF 2007

Dated 29th June, 2007

JUDGMENT

Koshy,J.

Appellant/petitioner approached the Motor Accidents Claims Tribunal contending that he sustained injuries in a motor accident due to the negligence of the driver of the vehicle insured by the second respondent insurance company. In support of the above, he produced F.I.R as well as Ext.A2 which is a self attested copy of wound certificate in the letter head of a private hospital. According to him, he was admitted for a day. Even though it was contended that there was clavicle fracture, appellant did not produce any treatment records. He did not enter into the box. The Tribunal did not accept the self attested copy of the wound certificate. In the F.I.R it is not stated that the appellant has sustained any fracture. Since he was admitted only for one day, the Tribunal did not grant any compensation for disability, but, only Rs.2,000/= was granted for the minor injuries sustained by him. We see no ground to interfere with the award.

The appeal is dismissed.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

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